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IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

ADRIAN PERALES

Defendant.

CASE NO. 1:22-CR-00146-ADA-1

**SECOND STIPULATION TO CONTINUE
PRELIMINARY HEARING AND ORDER**

The parties stipulate as follows:

1. On February 22, 2024, a Superseding Order re Petition for Violation of Probation/Supervised Release was filed, and the Court issued an arrest warrant for defendant Adrian Perales. [ECF 6.] On March 20, 2024, the defendant had his initial appearance on the petition. [ECF 9.] The Court ordered the defendant detained on March 27, 2024, and set a preliminary hearing for April 10, 2024. [ECF 13.]

2. On April 3, 2024, attorney Michael W. Berdinella was appointed to represent the defendant. [ECF 16.] On April 4, 2024, the U.S. Probation Office produced discovery related the charges in the petition to the parties.

3. On April 5, 2024, the Court ordered the preliminary hearing be continued to May 1, 2024, to provide defendant with reasonable time necessary for effective preparation, so that the defendant can

1 review the discovery, and for defendant to consider a resolution of the case. [ECF 19.]

2 4. Now, the parties have agreed to vacate the preliminary hearing and set a status conference
3 on May 15, 2024. The defendant hereby waives his right to a preliminary hearing under Rule 32.1(b)(1)
4 and the parties will set forth the waiver on the record during the status conference. This stipulation is
5 entered into to further provide defendant with reasonable time necessary for effective preparation, so that
6 the defendant can continue reviewing the discovery, and for defendant to consider a resolution of the case.

7 IT IS SO STIPULATED.

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9 Dated: April 22, 2024

PHILLIP A. TALBERT
United States Attorney

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11 /s/ Cody Chapple
Cody Chapple
Assistant United States Attorney

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14 Dated: April 22, 2024

/s/ Michael Berdinella
Michael W. Berdinella
Counsel for Adrian Perales.

ORDER

The Court has read and considered the parties' stipulation to vacate the preliminary hearing on May 1, 2024, and set a status conference on May 15, 2024, at 2:00 pm before the Duty Magistrate Judge. The Court finds there is good cause for the continuance so as to allow the defendant reasonable time to complete his review of the discovery, prepare for the revocation hearing, and fully consider a resolution of the case.

IT IS SO ORDERED.

Dated: April 23, 2024

/s/ Eric P. Grogan
UNITED STATES MAGISTRATE JUDGE